

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

**RANDY GILL AND BEVERLY GILL**

**PLAINTIFFS**

**VS.**

**CIVIL ACTION NO.: 3:13cv917-HTW-LRA**

**CITY OF PHILADELPHIA, MISSISSIPPI;  
CITY OF PHILADELPHIA POLICE DEPARTMENT;  
NESHOPA COUNTY, MISSISSIPPI; NEHSOBA  
COUNTY, MISSISSIPPI SHERIFF'S DEPARTMENT;  
RICHARD SISTRUNK, CHIEF OF POLICE FOR THE  
CITY OF PHILADELPHIA POLICE DEPARTMENT;  
DONNIE ATKINS, FORMER SHERIFF OF NESHOPA  
COUNTY, MISSISSIPPI; MARK GORE; PAUL PAYNE;  
JIMMY LOVORN; RAYBURN WADDELL, FORMER  
MAYOR OF THE CITY OF PHILADELPHIA; LARRY SMITH;  
AND FICTITIOUS DEFENDANTS X, Y, AND Z**

**DEFENDANTS**

**ORDER**

All parties having agreed to and announced to the court a settlement of this case, and the court being desirous that this matter be finally closed on its active docket,

IT IS ORDERED that this case is hereby dismissed as to all parties, and all outstanding motions in this matter are hereby moot. If any party fails to consummate this settlement within THIRTY (30) DAYS, any aggrieved party may reopen the case for enforcement of the settlement agreement and, if successful, all additional attorney fees and costs from the date of this order shall be awarded such aggrieved party or parties against the party failing to consummate the agreement.

The parties shall submit to the Court a final order of dismissal.

**SO ORDERED** this 29th day of January, 2018.

s/ HENRY T. WINGATE  
UNITED STATES DISTRICT COURT JUDGE